



City of San Marcos

630 East Hopkins
San Marcos, TX 78666

Regular Meeting Agenda - Final-Amended City Council

Tuesday, August 15, 2017

5:00 PM

City Council Chambers

630 E. Hopkins

- I. Call To Order
- II. Roll Call
- III. Invocation
- IV. Pledges Of Allegiance - United States And Texas

EXECUTIVE SESSION

NOTE: The City Council may adjourn into Executive Session to consider any item listed on this agenda if a matter is raised that is appropriate for Executive Session discussion. An announcement will be made of the basis for the Executive Session discussion. The City Council may also publicly discuss any item listed on the agenda for Executive Session.

- 1. 5:00PM Executive Session in accordance with Section § 551.071 of the Texas Government Code: Consultation with Attorney - to receive advice of legal counsel regarding implementation of Senate Bill 4, and pending litigation regarding the bill.
- 2. Consider adoption or direction to Staff on matters discussed in Executive Session.

PRESENTATIONS

- 3. Receive a presentation from Dr. Thomas Longoria regarding "Texas College Town Poverty in Comparative Perspective", and provide direction to Staff.
- 4. Receive a presentation regarding the report submitted by the Comprehensive Plan Oversight Committee, and provide direction to staff.

6:00 PM

- V. 30 Minute Citizen Comment Period

CONSENT AGENDA

THE FOLLOWING ORDINANCES, RESOLUTIONS AND OTHER ITEMS MAY BE ACTED UPON BY ONE MOTION. NO SEPARATE DISCUSSION OR ACTION ON ANY OF THE ITEMS IS NECESSARY UNLESS DESIRED BY A COUNCIL MEMBER OR A CITIZEN, IN WHICH EVENT THE ITEM SHALL BE CONSIDERED IN ITS NORMAL SEQUENCE AFTER THE ITEMS NOT REQUIRING SEPARATE

DISCUSSION HAVE BEEN ACTED UPON BY A SINGLE MOTION.

5. Consider approval, by motion, of the following meeting Minutes:
 - A) July 24, 2017 - 1st Budget Workshop Meeting Minutes
 - B) July 26, 2017 - 2nd Budget Workshop Meeting Minutes
 - C) July 28, 2017 - Workshop Packet Meeting Minutes
 - D) July 31, 2017 - Code SMTX Workshop Meeting Minutes
 - E) August 1, 2017 - Regular Meeting Minutes
6. Consider approval of Ordinance 2017-38, on the second of two readings, annexing into the City approximately 100 acres of land out of the Joel Miner Survey located at the Southwest Corner of Yarrington Road and Harris Hill Road in connection with the Whisper Development Project; approving a service plan for this area; including procedural provisions; providing for an effective date.
7. Consider approval of Ordinance 2017-39, on the second of two readings, approving an amendment to the Preferred Scenario Map of the City's Comprehensive Plan to change the land use designation for approximately 100 acres of land out of the Joel Minor Survey, located at the southwest corner of Yarrington Road and Harris Hill Road from an Area of Stability to Employment Center in connection with the Whisper Development Project; including procedural provision; providing an effective date.
8. Consider approval of Ordinance 2017-40, on the second of two readings, amending the Official Zoning Map of the City by rezoning 706 acres of land, more or less, out of the Joel Miner Survey and located at the Southeast Corner of IH-35 and Yarrington Road, known as the "Whisper" Development Project, from "FD" Future Development District and "GC" General Commercial District to "MU" Mixed Use District, "VMU" Vertical Mixed Use District and "HC" Heavy Commercial District, with an Overlay District of "PDD" Planned Development District; approving standards for said planned development district; including procedural provisions; and providing for penalties.
9. Consider approval of Ordinance 2017-41, on the second of two readings, approving an amendment to the City's Official Zoning Map rezoning 0.11 acres of land, more or less, being a portion of lot 5, block 2, Dan McKie's Second Addition, Hays County, Texas, located at Lee Street from "T5" Urban Center to "SF-6" Single-Family District; and including procedural provisions.
10. Consider approval of Ordinance 2017-42, on the second of two readings, amending Section 18.095 of the San Marcos City Code that provides for a variance to allow dogs at food establishments by adding a requirement for a courtesy meeting with applicants for a variance, requiring training for food establishment employees regarding the Ordinance and the terms of any variance granted, modifying the requirements for signage and the standards for cleaning and sanitation at food establishments that allow dogs; providing a savings clause; providing for the repeal of any conflicting provisions; and providing an effective date.
11. Consider approval of Ordinance 2017-43, on the second of two readings, amending Ordinance 2017-05 which adopted a schedule of fees to be charged by the City for various City Services, by adding a new fee for the registration of Home Share Rentals (formerly known as Short Term Rentals); providing a savings clause; providing for the

repeal of any conflicting provisions; and providing an effective date.

12. Consider approval of Resolution 2017-121R, approving a Professional Services Agreement with Kimley-Horn And Associates, Inc. for the provision of Engineering Services in connection with the Sessom Creek Wastewater Improvements Project from N. LBJ to Canyon Road in the not-to-exceed amount of \$221,470 contingent upon the Engineer's provision of sufficient insurance in accordance with the attached agreement; authorizing the City Manager or his designee to execute this agreement on behalf of the City; and declaring an effective date.
13. Consider approval of Resolution 2017-122R, approving a Professional Services Agreement with Kimley-Horn And Associates, Inc. for the provision of Engineering Services in connection with the Wonder World Drive / Hunter Road Intersection Pedestrian and Bike Lane Improvements Project in the not-to-exceed amount of \$65,145 contingent upon the Engineer's provision of sufficient insurance in accordance with the attached agreement; authorizing the City manager or his designee to execute this agreement on behalf of the City; and declaring an effective date.
14. Consider approval of Resolution 2017-123R, authorizing the submission of a grant application to the Office of the Governor, Criminal Justice Division in the amount of \$57,500 for the purchase of rifle-rated ballistic vests for the sworn members of the Police Department and certain sworn peace officer members of the City Marshal's office, authorizing the City Manager or his designee to execute all documents related to the application, and declare an effective date.
15. Consider approval of Resolution 2017-124R, approving an Interlocal Cooperation Agreement with the Region 14 Education Service Center as lead agency for the National Cooperative Purchasing Alliance to establish a Cooperative Purchasing Program; authorizing the City Manager or his designee to execute the agreement on behalf of the City; and declaring an effective date.
16. Consider approval of Resolution 2017-125R, approving a contract between the City and AiresPro of Sugarland Texas, by and through the Texas Department of Information Resources ("DIR") Contract #DIR-TSO-3611, in the total sum of \$79,222, to purchase a Meter Data Management System that will provide detailed analysis of power losses and water losses in the City's Utility Systems; authorizing the City Manager to execute the contract on behalf of the City; and declaring an effective date.
17. Consider approval of Resolution 2017-126R, approving an Agreement between Tetra Tech, Inc. of San Antonio, Texas and the City of San Marcos for Professional Engineering Services to update the City's Storm Water Technical Manual and Low Impact Development Technical Appendix in the not to exceed amount of \$85,066 contingent upon the Consultant's provision of sufficient insurance in accordance with the attached agreement; authorizing the City Manager or his designee to execute this Agreement on behalf of the City; and declaring an effective date.
18. Consider approval of Resolution 2017-127R, approving a contract between the City and NuPark, Inc of Cedar Park, Texas by and through a Cooperative Purchasing Agreement with Region 14 Education Service Center as lead agency for the National

Cooperative Purchasing Alliance, to purchase License Plate Recognition Software and Hardware for parking enforcement in the total not to exceed sum of \$219,137.50 for two years of service; authorizing the City Manager to execute the contract on behalf of the City; and declaring an effective date.

19. Consider approval, by motion, approving Amendment Number 07 to License Agreement 308 between the City and Computer Information Systems, Inc. in the amount of \$181,500 to configure the City's existing NIBRS (National Incident Based Reporting System) to meet NIBRS Standards, deploy the NIBRS System at SMPD and train SMPD personnel.

PUBLIC HEARINGS - 7:00 PM

20. 7:00PM Receive a Staff presentation and hold a Public Hearing to receive comments for or against Ordinance 2017-44, approving an amendment to the Preferred Scenario Map of the City's Comprehensive Plan to change the land use intensity designation for a 0.212 acre, more or less, tract of land located at 323 Lindsey Street from an area of stability to high intensity; amending the Official Zoning Map of the City by rezoning this tract from "MF-24" Multiple-Family Residential District to Smartcode "T5" Urban Center District; and including procedural provisions; and consider approval of Ordinance 2017-44, on the first of two readings.
21. 7:00PM Receive a Staff presentation and hold a Public Hearing to receive comments for or against Resolution 2017-128R, approving an agreement that grants a Smartcode Warrant allowing the use of Purpose Built Student Housing at 323 Lindsey Street and 410 North Street; authorizing the City Manager to execute said agreement on behalf of the City; and declaring an effective date; and consider approval of Resolution 2017-128R.

NON-CONSENT AGENDA

22. Consider approval of Ordinance 2016-45, on first and final reading, ordering a General and Special Election to be held on November 7, 2017 for the purpose of electing a City Council Member for Place 3, a City Council Member for Place 4 and to submit proposed Amendments to the San Marcos City Charter to the Voters; establishing early voting locations and polling places for this election; making provisions for conducting the election; declaring an emergency; and providing an effective date
23. Consider approval of Ordinance 2017-46, on the first of two readings, creating a designated permit area under Section 82.189 of the San Marcos City Code to require parking by permit only on the west side of the 400 Block of McGehee Street between Cheatham Street and Grove Street from 3:00 pm to 9:00 pm daily; amending the traffic register to reflect the designated permit area; and providing for an effective date.
24. Consider approval of Resolution 2017-129R, approving the sale of a tract of property identified as Lots 14, Block 33, Victory Gardens (Property ID No. R46543), acquired by Hays County for unpaid taxes, to Dean Cherer for \$1,100; authorizing the execution of any deed or instruments necessary to complete the sale; and declaring an effective date.

25. Consider approval of Resolution 2017-130R, adopting policy recommendations for inclusion in the 2018-19 Texas Municipal League Legislative Policy.
26. Consider approval, by motion, authorizing the first Regular City Council meeting of October to be changed due to National Night Out, and authorizing the first Regular City Council meeting of November to be changed due to the General and Special Election.
27. Consider approval, by motion, of a proposal to set the 2017 tax rate at a maximum of 61.39 cents per \$100 valuation, which is an increase of 8.37 cents, which is higher than the effective tax rate. The 8.37 cent increase was approved by voters during the May 2017 Bond Election for debt retirement of and operational expenses for public safety and library projects.
28. Receive a Staff presentation and hold discussion regarding the preliminary Fiscal Year 2017-2018 Budget, and provide direction to Staff.

VI. Question and Answer Session with Press and Public.

This is an opportunity for the Press and Public to ask questions related to items on this agenda.

VII. Adjournment.

POSTED ON WEDNESDAY, AUGUST 9, 2017 @ 4:30PM

JAMIE LEE CASE, TRMC, CITY CLERK

Notice of Assistance at the Public Meetings

The City of San Marcos does not discriminate on the basis of disability in the admission or access to its services, programs, or activities. Individuals who require auxiliary aids and services for this meeting should contact the City of San Marcos ADA Coordinator at 512-393-8000 (voice) or call Texas Relay Service (TRS) by dialing 7-1-1. Requests can also be faxed to 855-461-6674 or sent by e-mail to ADArequest@sanmarcostx.gov

VIII. ADDENDUM

The following item has been added as Item #25:

Consider approval of Resolution 2017-130R, adopting policy recommendations for inclusion in the 2018-19 Texas Municipal League Legislative Policy.

ADDENDUM POSTED ON FRIDAY, AUGUST 11, 2017 @ 2:00PM

JAMIE LEE CASE, TRMC, CITY CLERK